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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 EXXON MOBIL CORPORATION,

12 Petitioner and
13 Plaintiff,

14 v.

15 SANTA BARBARA COUNTY
16 BOARD OF SUPERVISORS,

17 Respondent and
18 Defendant.

19 and

20 ENVIRONMENTAL DEFENSE
21 CENTER, GET OIL OUT!,
22 SANTA BARBARA COUNTY
23 ACTION NETWORK, SIERRA
24 CLUB, SURFRIDER FOUNDATION,
25 CENTER FOR BIOLOGICAL
26 DIVERSITY, and WISHTOYO
27 FOUNDATION,

28 Intervenor.

Case No. CV 22-3225-DMG (MRWx)

ORDER ON *EX PARTE*
APPLICATION TO CONTINUE
HEARING ON MOTIONS FOR
SUMMARY JUDGMENT,
CURRENTLY SCHEDULED FOR
JUNE 16, 2023, BY NINETY (90)
DAYS TO SEPTEMBER 15, 2023
[49]

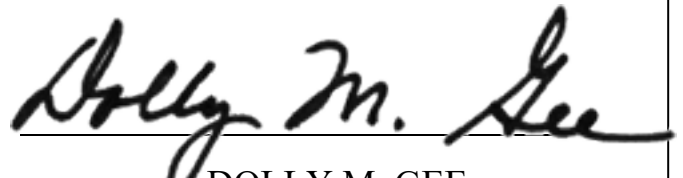
1 The Court has considered ExxonMobil's *Ex Parte* Application to Continue
2 Hearing on Motions for Summary Judgment, Currently Scheduled for June 16,
3 2023, by Ninety (90) Days to September 15, 2023. [Doc. # 49.] Respondent and
4 Defendant Santa Barbara County Board of Supervisors does not oppose, although
5 Intervenor filed an Opposition. [Doc. # 50.]

6 ExxonMobil represents that it has "recently" become aware of an opportunity
7 that might allow it to truck its oil using a different route that would moot its claims
8 in this case, and seeks an additional 90 days to determine whether that route would
9 be viable. Intervenor oppose, on the basis that ExxonMobil has failed to show the
10 existence of an emergency that warrants *ex parte* relief.

11 Although ExxonMobil should have provided additional factual detail
12 regarding the nature of its "recent" discovery, Intervenor do not suggest any harm
13 that might befall them from a continuance. The Court concludes that, given the
14 Board's non-opposition and ExxonMobil's representation that the pending motions
15 may become moot, there is good cause to continue the hearing. Accordingly,
16 ExxonMobil's *Ex Parte* Application is **GRANTED**. The hearing date on
17 Respondent and Defendant Santa Barbara County Board of Supervisors' Partial
18 Motion for Summary Judgment [Doc. # 34], Intervenor's Motion for Summary
19 Judgment [Doc. # 33], and Petitioner and Plaintiff Exxon Mobil Corporation's
20 Cross-Motion for Summary Judgment [Doc. # 44], currently scheduled for June 16,
21 2023, is hereby continued to **September 15, 2023 at 2:00 p.m.**

22 **IT IS SO ORDERED.**

23 DATED: June 12, 2023

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26 DOLLY M. GEE
27 UNITED STATES DISTRICT JUDGE
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